



17W

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Pepicelli et al.

Serial No: 10/727,195

Attorney Docket No. HUIP-P02-032

Filed: December 3, 2003

Art Unit: 1646

For: Regulation of Lung Tissue by  
Hedgehog-Like Polypeptides and  
Formulations and Uses Related  
Thereeto

Examiner: J. Andres

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below:

June 23, 2005

Date of Signature  
and of Mail Deposit

*Jodi Lee Mullins*  
JODI LEE MULLINS

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REPLY TO RESTRICTION REQUIREMENT**

Sir:

In reply to the outstanding Restriction Requirement, mailed May 23, 2005, in connection with the above application, Applicants hereby elect with traverse Group I, claims 1-4 and 18-21, drawn to methods of using ptc therapeutics. Applicants elect this invention with traverse because the inventions of Groups I-IX are directed to overlapping subject matter related to methods of using hedgehog therapeutics and ptc therapeutics. Searches related to hedgehog therapeutics and ptc therapeutics are co-extensive, and thus Applicants respectfully submit that the inventions of Groups I-IX can be examined simultaneously without significant additional burden. Accordingly, Applicants respectfully request that the inventions of Groups I-IX be rejoined.

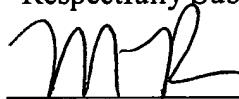
### **CONCLUSION**

Claims 1-21 constitute the pending claims in the present application. Applicants elect with traverse Group I. If any clarification of the above response would facilitate prosecution of this application, Applicants respectfully request that the Examiner contact the undersigned at 617-951-7000. Should an extension of time be required, Applicants hereby petition for same and request that the extension fee and any other fee required for timely consideration of this submission be charged to **Deposit Account No. 18-1945, under Order No. HUIP-P02-024.**

Date: June 23, 2005

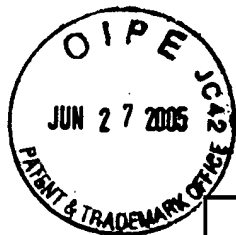
**Customer No: 28120**  
Docketing Specialist  
Ropes & Gray LLP  
One International Place  
Boston, MA 02110  
Phone: 617-951-7000  
Fax: 617-951-7050

Respectfully Submitted,



---

Melissa S. Rones  
Reg. No. 54,408



# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

|   |                        |                  |
|---|------------------------|------------------|
| <b>TRANSMITTAL<br/>FORM</b><br><br>(to be used for all correspondence after initial filing) | Application Number     | 10/727195        |
|   | Filing Date            | December 3, 2003 |
|   | First Named Inventor   | Carmen Pepicelli |
|   | Art Unit               | 1646             |
|   | Examiner Name          | J. L. Andres     |
| Total Number of Pages in This Submission  | Attorney Docket Number | HUIP-P02-032     |

## ENCLOSURES (Check all that apply)

|  |  |   |
|--|--|---|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Reply to Missing Parts/<br>Incomplete Application<br><input type="checkbox"/> Reply to Missing Parts under<br>37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a<br>Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br>Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____<br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication<br>to TC<br><input type="checkbox"/> Appeal Communication to Board of<br>Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC<br>(Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please<br>Identify below):<br>Reply to Restriction Requirement<br>Postcard |
| <b>Remarks</b>   |  |   |

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

|              |                         |          |        |
|--------------|-------------------------|----------|--------|
| Firm Name    | ROPES & GRAY LLP        |          |        |
| Signature    |                         |          |        |
| Printed name | Melissa S. Rones, Ph.D. |          |        |
| Date         | June 23, 2005           | Reg. No. | 54,408 |

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: 6/23/05 Signature: Jodi Lee Mullins (Jodi Lee Mullins)